

09-29-05

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Attorney's Docket No. 5470-276

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

In re: Gene MacDonald et al.

Serial No.: 10/069,305

Filed: June 6, 2002

For: *Antibody Dependent Enhancement (ADE) Of Alphavirus Infection*

Confirmation No.: 1963

Group Art Unit: 1635

Examiner: Jon E. Angell

Date: September 28, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Sir:

Attached is a list of documents on Form PTO-1449, together with a copy of any listed foreign patent document and/or non-patent literature. A copy of any listed U.S. patent and/or U.S. patent application publication is not provided herewith in accordance with the amendment by the U.S. Patent and Trademark Office to 37 C.F.R. § 1.98(a)(2)(ii) effective October 21, 2004.

Applicants state that each document listed on the accompanying PTO-1449 form was cited in a communication from a foreign patent office in a counterpart application and, further, this communication was not received by any individual designated in 37 C.F.R. §1.56 (c) more than thirty days prior to the filing of this Information Disclosure Statement in accordance with the provisions of 37 C.F.R. §1.704 (d). Accordingly, this submission is not to be considered a failure to engage in reasonable efforts to conclude prosecution of the above-referenced application under 37 C.F.R. §1.704.

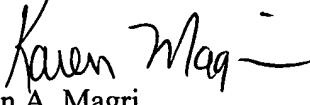
This Information Disclosure Statement is submitted in accordance with 37 C.F.R. § 1.97(b), within three months of the filing date of the above-referenced application or before the mailing of a first Office Action on the merits, whichever event occurs last. Therefore, no fee is believed due. However, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 50-0220.

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It is requested that these documents be considered by the Examiner and officially made of record in accordance with the provisions of 37 C.F.R. § 1.56 and Section 609 of the MPEP.

Respectfully submitted,


Karen A. Magri

Registration No. 41,965

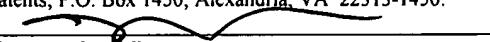
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CERTIFICATE OF MAILING UNDER 37 CFR § 1.10

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I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Sheena L. Donnelly

Substitute form 1449A/PTO		<i>Complete if Known</i>	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>		Application Number	10/069,305
		Filing Date	June 6, 2002
		First Named Inventor	Gene MacDonald
		Group Art Unit	1635
		Examiner Name	Jon E. Angell
Sheet	1	of	Attorney Docket Number

SEP 28 2005

U.S. PATENT & TRADEMARK OFFICE

OTHER NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T
	1.	Polo et al. "Molecular Analysis of Sindbis Virus Pathogenesis in Neonatal Mice by Using Virus Recombinants Constructed In Vitro" <i>Journal of Virology</i> 62: 2124-2133 (1988)	

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.